HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Transfer Application No. 18 of 2006

Lakhvinder Singh s/o
Sri Vijay Singh, Vijay Farm, Village Ghumsani,
P.S. Bazpur, District Udham Singh Nagar .....Petitioner

Versus

1. State of Uttaranchal
2. Kali @ Bhoop Chandra Kamboj s/o Dargahi Rai Kamboj Vilalge Ghumsani P.S. Bazpur, District U.S. Nagar
3. District and Sessions Judge, Udham Singh Nagar

.....Respondents

Dated: 13.12.2006

Hon'ble Rajesh Tandon, J.

The applicant has filed the present transfer application under Section 407 Cr.P.C. for transfer of Sessions Trial No. 38 of 2005 and 39 of 2005 (State vs. Kali @ Bhoop Chandra Kamboj and others) under section 302 I.P.C. and Sec. 25 of the Arms Act, pending in the Court of District and Sessions Judge to another court outside District Udham Singh Nagar.

Heard Sri M.S. Pal, Sr. Advocate assisted by Sri C.S. Bagadwal and A.G.A. for the State.

The application has been moved by the complainant in the Sessions Trial. The grounds shown in the affidavit for transfer are neither valid nor sufficient. The transfer application has no merit and deserves to be dismissed.

Accordingly, the application is dismissed.

Rajesh Tandon, J.

Dated: 13.12.2006

*Dhyani